

PART I
CHARTER COMPILATION¹

Title 1

INCORPORATION

Sec. 1.1. Incorporation of city; corporate name; general powers and liabilities.

The inhabitants of the City of Chattanooga, in the County of Hamilton, are hereby constituted a corporation and body politic, by the name and style of "the City of Chattanooga, Tennessee"; and by the same may sue and be sued; plead and be impleaded, in all the courts of law and equity, and in all actions whatsoever; may purchase, receive and hold property, real and personal, within said city; and may sell, lease or dispose of the same for the benefit of said city; and may purchase, receive and hold property, real and personal, beyond the limits of the city, to be used for the burial of the dead, for the erection of water works, for the establishment of a hospital, poor house, workhouse or house of correction; and may sell, lease or dispose of said property for the benefit of the city; and do all other acts touching the same, as natural persons; and shall have a common seal and change it at pleasure. (Priv. Acts 1869, Ch. 4, § 1; Priv. Acts 1911, Ch. 10, § 2; Priv. Acts 1969, Ch. 82, § 4)

Editor's note-Priv. Acts 1969, Ch. 68, § 4, amended the acts codified as § 1.1, by superseding the provision that "the same shall have succession for ninety-nine years".

¹ **Editor's note(1)**-Part One of this volume contains a compilation of the Acts of the Tennessee General Assembly which constitute the charter of the city. The acts have been arranged according to subject matter and each provision assigned an arbitrary section number to facilitate reference and indexing. The source of each section is cited in parentheses following the section.

Amendments have been worked into their proper places and amended or repealed provisions deleted. Legislation which clearly has been superseded by subsequent legislation has been deleted.

Each provision is set out in the language in which it was enacted, but the editors have added clarifying words and phrases in brackets where necessary. Bracketed material should not, of course, be considered authoritative, but is for convenience and clarity only. The editors have substituted the current titles of boards, officers and departments in place of reference in old acts to title which have been changed by law.

Editor's note(2)-Ord. No. 6489, adopted Sept. 19, 1972, provided that pursuant to Art. 11, Sec. 9 of the Constitution of Tennessee, the question of adoption of home rule be submitted to the qualified voters of the city. On Nov. 7, 1972, by a vote of 15,895 to 8,190, the City of Chattanooga approved the adoption of home rule.

Editor's note(3)-Pursuant to Ord. No. 10079, adopted 8-9-94, ratified by vote of people on 11-8-94, Private Acts 1869-70, Chapter 4, Section 9 (as it relates to schools); Private Acts 1919, Chapter 405; Private Acts 1935, Chapter 256; Private Acts 1939, Chapter 485, all as amended, are hereby repealed as of June 30, 1977.

Code reference-For composite description of corporate limits and subsequent annexation ordinances, see Appendix A of Chattanooga City Code, Part II.

Sec. 1.2. City to have perpetual existence.

The City of Chattanooga, Tennessee, as a municipal corporation and body politic, shall have perpetual existence, and shall be considered for all purposes to have had perpetual existence since being first chartered by the General Assembly; and no act of said city, including the issuance of bonds, shall be affected in any manner by any prior charter provision to the contrary that may not have been expressly amended or repealed heretofore. (Priv. Acts 1969, Ch. 82, § 4)